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and Watson Laboratories, Inc.

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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CELGENE CORPORATION, :  
Plaintiff, : Honorable Susan D. Wigenton, U.S.D.J.  
v. : Civil Action No. 10 CV 5197 (SDW) (MCA)  
NATCO PHARMA LIMITED, :  
ARROW INTERNATIONAL LIMITED, :  
and WATSON LABORATORIES, INC. :  
Defendants. :  
NATCO PHARMA LIMITED, :  
ARROW INTERNATIONAL LIMITED, :  
and WATSON LABORATORIES, INC. :  
Counterclaim Plaintiffs, :  
v. :  
CELGENE CORPORATION, :  
Counterclaim Defendant. :  
X

**THIS MATTER**, being opened to the Court by Winston & Strawn LLP, attorneys for Defendants Natco Pharma Ltd., Arrow International Ltd., and Watson Laboratories, Inc. (collectively, “Defendants”), by way of Defendants’<sup>Unopposed</sup> Motion to Seal certain portions of their Responsive Claim Construction Brief and Exhibit G to the Bogad Declaration submitted therewith; the Court having considered the submission, proposed sealed information, Local Civil Rule 5.3, and the governing case law; and the Court having considered the factors contained in Local Civil Rule 5.3(c)(2), the Court makes the following Findings of Fact and Conclusions of Law:

- a. To protect the confidentiality of information produced by way of discovery, the parties entered into a Discovery Confidentiality Order;
- b. Under the Discovery Confidentiality Order dated February 14, 2011, the party wishing to use material previously designated as “Confidential” or “Highly Confidential” under the Discovery Confidentiality Order must file a motion with the Court for leave to file the submission under seal pursuant to Local Civil Rule 5.3(c) (D.I. 36 ¶ 11);
- c. On April 8, 2014, Defendants filed their Responsive Claim Construction Brief and Exhibit G to the Bogad Declaration submitted therewith with the Court, which disclose and/or refer to deposition testimony currently treated as “Highly Confidential Information” pursuant to the Discovery Confidentiality Order (*see id.* ¶ 2);
- d. Defendants have complied with the terms of the Discovery Confidentiality Order by filing a motion to seal the confidential information disclosed and/or referenced in the above-mentioned documents pursuant to Local Civil Rule 5.3(c);

e. There is no less restrictive alternative available than to seal such information because the request to seal is limited in scope and includes only Exhibit G and certain portions of Defendants' Responsive Claim Construction Brief that references information contained in that Exhibit;

**WHEREFORE**, the Court having found that the relief sought is warranted; and for good cause shown,

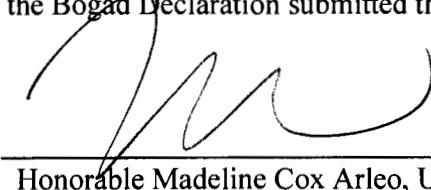
IT IS on this 28<sup>th</sup> day of April, 2014

**ORDERED** as follows:

1. Defendants' <sup>unopposed</sup> Motion to Seal certain portions of their Responsive Claim Construction Brief and Exhibit G to the Bogad Declaration submitted therewith is granted.

2. The following materials are hereby sealed:

a. Confidential portions of Defendants' Responsive Claim Construction Brief and Exhibit G to the Bogad Declaration submitted therewith.

  
Honorable Madeline Cox Arleo, U.S.M.J.